BORA LASKIN LAW LIBRARY
3 1761 03331 2794

LAW 362S
LEGAL ETHICS -- DOMINANT PARADIGMS AND CRITICAL PERSPECTIVES

VOLUME 2

Janet Mosher & Barbara Secker
Faculty of Law
University of Toronto
January, 1997

Storage

KF
306
E33
1997
v.2
c.1

AYG-9326
BORA LASKIN LAW LIBRARY
FEB 12 1996
FACULTY OF LAW
UNIVERSITY OF TORONTO

BORA LASKIN LAW LIBRARY
UNIVERSITY OF TORONTO

LAW 362S
LEGAL ETHICS -- DOMINANT PARADIGMS AND CRITICAL PERSPECTIVES

VOLUME 2

Janet Mosher & Barbara Secker
Faculty of Law
University of Toronto
January, 1997

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/legalethicsdomin02mosh

TABLE OF CONTENTS
Volume 2

Week 7 -- Lawyer Client Relationships: Confidentiality

Nancy Moore, "Limits to Attorney-Client Confidentiality: A "Philosophically Informed" and Comparative Approach to Legal and Medical Ethics" (1985-6), Case Western Reserve Law Review 177 1

Bruce Landesman, "Confidentiality and the Lawyer-Client Relationship" in D.Luban (ed.), The Good Lawyer (Rowman and Allanhead, 1984) 10

David Luban, Lawyers and Justice (Princeton University Press, 1988), chapter 9 21

David Luban, "Corporate Counsel and Confidentiality", in D. Luban, Lawyers and Justice 36

"Question shadows Bernardo tapes" The Globe and Mail, August 18, 1995, A1, A4 51

Week 8 -- Lawyer Client Relationships: Conflicts of Interest

Martin v. Gray (1990), 77 D.L.R. (4th) 249 53

Derrick A. Bell, Jr., "Serving Two Masters: Integration Ideals and Client Interests in School Desegregation Litigation" (1976), 85 Yale Law Journal 470 66

Class Proceedings Act (Ontario) 76

Richard Tur, "Family Lawyering and Legal Ethics", in S. Parker and C.Sampford (eds.) Legal Ethics and Legal Practice (Oxford: Clarendon Press, 1995) 80

Week 9 -- Lawyer Client Relationships: Power, Control, Autonomy

Austin Sarat, "Lawyers and Clients: Putting Professional Service on the Agenda of Legal Education" (1991), 41 Journal of Legal Education 43 92

Mark Spiegel, "Lawyering and Client Decisionmaking: Informed Consent and the Legal Profession" (1979) 128 University of Pennsylvania Law Review 41 97

Peter Margulies, "Who Are You To Tell Me That?" (1990), 68 North Carolina Law Review 213 110

Lucie White, "Subordination, Rhetorical Survival Skills, and Sunday Shoes" (1990), 38 Buffalo Law Review 1 118

Week 10 -- Competence and Consent

David N. Weistubb (Chair), Enquiry on Mental Competency: Final Report (Queen's Printer for Ontario), Chapter 1 130

James E. Spar and Andrew S. Grab, "Assessing Competency to Make a Will" (1992), 149(2) American Journal of Psychiatry 169 134

M.F. Folstein et al. "Mini-Mental State: A practical method for grading the cognitive state of patients for the clinician" (1975), 12 Journal of Psychiatric Research 189 140

Canada Evidence Act, s.16 141

Young Offenders Act, s.11 142

LSUC Subcommittee Report on the Legal Representation of Children 143

Week 11 -- Ethical Issues in Criminal Law

Edward Greenspan, "the Future Role of Defence Counsel" in A.N. Doob and E.L.Greenspan, (eds.) Perspectives in Criminal Law: Essays in Honour of John LL.J. Edwards, Toronto, 1985, 205 144

Monroe Freedman, "Professional Responsibility of the Criminal Defense Lawyer: The Three Hardest Questions" (1966), 64 Michigan Law Review 1469 153

Ken Crispin, "Prosecutorial Ethics" in S.Parker and C.Sampford (eds.) Legal Ethics and Legal Practice (Oxford: Clarendon Press, 1995) 162

Report of the Attorney-General's Advisory Committee on Charge Screening, Disclosure and Resolution Discussions, Ontario Ministry of the Attorney-General, 1993 176

Ellen Yaroshefsky, "Balancing Victim's Rights and Vigorous Advocacy for the Defendant", 1989 Annual Survey of American Law" 101 193

Week 12 -- Ethical Issues Facing the Legal Profession: Availability of Legal Services

Mary Jane Mossman, "Toward a Comprehensive Legal Aid Program In Canada: Exploring the Issues" (1993), Windsor Law Review

of Legal and Social Issues 56 204

David Luban, Lawyers and Justice (Princeton University Press, 1988), chapters 11, 12 213

"Lawyers have duty to provide pro bono services, Major says", The Lawyers Weekly (1994) 14:8 at p1 226

R. Carey, ""Useless" (UOSLAS) v. The Bar: The Struggles of the Ottawa Student Clinic to Represent Battered Women" (1992), 8 Journal of Law and Social Policy 55 228

Mary Jane Mossman, "Shoulder to Shoulder: Gender and Access to Justice" (1990), 10 Windsor Yearbook of Access to Justice 351 237

Law Times 239

Week 13 -- Ethical Issues Facing the Legal Profession: Access to the Profession

Touchstones for Change: Equality, Diversity and Accountability, Report of the C.B.A. Task Force on Gender Equality in the Legal Profession (Ottawa: C.B.A., 1993) 240

Ellen S. Podgor, "Lawyer Professionalism in a Gendered Society" (1996), 47 South Carolina Law Review 323 262

Shelina Neallani, "Women of Colour in the Legal Profession" (1992), 5 Canadian Journal of Women and the Law" 148 268

Rule 26, Non-Discrimination 277

"Why should law firms subsidize moms?", The Globe and Mail, July 19, 1993 and responses, August 2, 1993 279